

AMENDED IN ASSEMBLY MAY 6, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 1697

**Introduced by Committee on Aging and Long-Term Care
(Alquist (Chair), Leach (Vice Chair), Battin, Dutra, and
Soto)**

April 5, 1999

An act to amend Section 18724 of the Revenue and Taxation Code, relating to taxation.

LEGISLATIVE COUNSEL'S DIGEST

AB 1697, as amended, Committee on Aging and Long-Term Care. Income taxes: designations: senior citizens.

Under the Personal Income Tax Law, taxpayers are allowed until January 1, 2000, to contribute amounts in excess of their tax liability for the support of the California Fund for Senior Citizens.

This bill would extend the operation of those contribution provisions ~~indefinitely~~ until January 1, 2005.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 ~~SECTION 1.—Section 18724 of the Revenue and~~
- 2 *SECTION 1. Section 18724 of the Revenue and*
- 3 *Taxation Code is amended to read:*

1 18724. (a) This article shall remain in effect only until
2 January 1, ~~2000~~ 2005, and as of that date is repealed, unless
3 a later enacted statute, which is enacted before January
4 1, ~~2000~~ 2005, deletes that date, ~~in which event subdivision~~
5 ~~(b) shall apply.~~

6 (b) ~~If the repeal date specified in subdivision (a) has~~
7 ~~been deleted and if, thereafter,~~ in any calendar year the
8 Franchise Tax Board estimates by September 1 that
9 contributions described in this article made on returns
10 filed in that calendar year will be less than two hundred
11 fifty thousand dollars (\$250,000) *for taxable years*
12 *beginning in 2000*, or the adjusted amount specified in
13 subdivision (c) *for any subsequent taxable year*, as may
14 be applicable, then this article is repealed with respect to
15 taxable years beginning on or after January 1 of that
16 calendar year. ~~If necessary, for years after the repeal date~~
17 ~~in subdivision (a) is deleted, the~~ The Franchise Tax Board
18 shall estimate the annual contribution amount by
19 September 1 of each year using the actual amounts
20 known to be contributed and an estimate of the
21 remaining year's contributions.

22 (c) For each calendar year, beginning with calendar
23 year ~~1992~~ 2000, the Franchise Tax Board shall adjust, on
24 or before September 1 of that calendar year, the
25 minimum estimated contribution amount specified in
26 subdivision (b) as follows:

27 (1) The minimum estimated contribution amount for
28 the calendar year shall be an amount equal to the product
29 of the minimum estimated contribution amount for the
30 prior September 1 multiplied by the inflation factor
31 adjustment as specified in paragraph (2) of subdivision
32 (h) of Section 17041, rounded off to the nearest dollar.

33 (2) The inflation factor adjustment used for the
34 calendar year shall be based on the figures for the
35 percentage change in the California Consumer Price
36 Index received on or before August 1 of the calendar year
37 pursuant to paragraph (1) of subdivision (h) of Section
38 17041.

39 (d) Notwithstanding the repeal of this article, any
40 contribution amounts designated pursuant to this article

1 prior to its repeal shall continue to be transferred and
2 disbursed in accordance with this article as in effect
3 immediately prior to that repeal.

4 ~~Taxation Code is amended to read:~~

5 ~~18724. (a) If after January 1, 2000, in any calendar~~
6 ~~year the Franchise Tax Board estimates by September 1~~
7 ~~that contributions described in this article made on~~
8 ~~returns filed in that calendar year will be less than two~~
9 ~~hundred fifty thousand dollars (\$250,000), or the adjusted~~
10 ~~amount specified in subdivision (b), as may be applicable,~~
11 ~~then this article is repealed with respect to taxable years~~
12 ~~beginning on or after January 1 of that calendar year. If~~
13 ~~necessary, for years after January 1, 2000, the Franchise~~
14 ~~Tax Board shall estimate the annual contribution amount~~
15 ~~by September 1 of each year using the actual amounts~~
16 ~~known to be contributed and an estimate of the~~
17 ~~remaining year's contributions.~~

18 ~~(b) For each calendar year, beginning with calendar~~
19 ~~year 1992, the Franchise Tax Board shall adjust, on or~~
20 ~~before September 1 of that calendar year, the minimum~~
21 ~~estimated contribution amount specified in subdivision~~
22 ~~(b) as follows:~~

23 ~~(1) The minimum estimated contribution amount for~~
24 ~~the calendar year shall be an amount equal to the product~~
25 ~~of the minimum estimated contribution amount for the~~
26 ~~prior September 1 multiplied by the inflation factor~~
27 ~~adjustment as specified in paragraph (2) of subdivision~~
28 ~~(h) of Section 17041, rounded off to the nearest dollar.~~

29 ~~(2) The inflation factor adjustment used for the~~
30 ~~calendar year shall be based on the figures for the~~
31 ~~percentage change in the California Consumer Price~~
32 ~~Index received on or before August 1 of the calendar year~~
33 ~~pursuant to paragraph (1) of subdivision (h) of Section~~
34 ~~17041.~~

35 ~~(c) Notwithstanding the repeal of this article, any~~
36 ~~contribution amounts designated pursuant to this article~~
37 ~~prior to its repeal shall continue to be transferred and~~

- 1 ~~disbursed in accordance with this article as in effect~~
- 2 ~~immediately prior to that repeal.~~

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